

Hi Vickie,

3A-

Ohio EPA does not have any permitted CAFOs in the GLSM watershed and therefore we don't have any records pertaining to D&U for that area. If there is any D&U from ODA's permitted operations in the GLSM watershed, then you could make a request to see what information they have available for those operations. The disbursement of EQIP and other funds to producers in the watershed is handled by ODNR. I'm not sure if they require any sort of records to be maintained in order to receive funds to remove manure from the watershed. Generally, an unpermitted operation would not be required to maintain or submit those types of records. That is also something you could request more information on from ODNR.

I believe that most of the work has been completed in regards to the (b)(6) MOC except for construction of sand lanes and a freestall barn. As ODA is the agency in charge of the PTI program for large CAFOs, they would be the ones providing oversight of the modifications. If you need more information on the MOC, Andy Ety (614-728-4220) at the ODA would be happy to answer any questions. I'm not sure that we have any public documents pertaining to the MOC but I will look through our files.

Jon Bernstein, E.I.
PTI, Compliance Assistance, & CAFO Unit
Division of Surface Water
Ohio Environmental Protection Agency
P.O. Box 1049
Columbus, OH 43216-1049
(614) 728-2397

From: Larry & Vickie Askins (b)(6)
Sent: Monday, July 18, 2011 8:15 PM
To: Bernstein, Jon
Cc: Tebbe, Patricia; Alexander, Cathy
Subject: FW: Distribution & Utilization

Hi Jon,

I'm sure you're very busy but I'm very concerned that Ohio is using taxpayer \$\$ to haul manure away from the GLSM watershed area into Indiana and also into NW Ohio. Would you please ask your colleagues if anyone is monitoring where all this manure is going? One of my GLSM's friends told me they are now also hauling liquid manure away. I'm sure you agree that this is not a sustainable solution. Would it be possible to request copies of this information under Ohio's Public Records Laws?

Also, I heard back from Pat Tebbe in the BG office today that some of the work on the (b)(6) Major Operational Change had been completed. Could you please tell me who is providing oversight over these required modifications? I would also like to request all public documents pertaining to this MOC.

Thanks for your help,
Vickie

From: Larry & Vickie Askins (b)(6)
Sent: Wednesday, July 13, 2011 9:49 AM
To: 'Bernstein, Jon'
Subject: RE: Distribution & Utilization

Jon,

I assume those records would be kept on-site in the facility's operating record - - which is not accessible to concerned citizens.

Larry Vickie Askins

From: Harvey, Kelly [Harvey@agri.ohio.gov]
Sent: Thursday, September 01, 2011 11:30 AM
To: Larry & Vickie Askins
Cc: Tebbe, Patricia; Espen, Brad; Alexander, Cathy; george.elmaraghy@epa.state.oh.us; Bernstein, Jon; W Robert Midden
Subject: RE: Follow-up Questions

Vickie,

1.
 - a. The status is described below.
 - b. No.
 - c. No.
 - d. No.
 - e. Yes.
 - f. No.
 - g. No.
 - h. ODA does not fill out NPDES applications for facilities because it is the facilities' obligation to meet any Ohio EPA requirements to the satisfaction of that agency.
 - i. This was an Ohio EPA violation and would be the responsibility of Ohio EPA to monitor or follow-up. ODA monitors all aspects of the facility that are associated with the ODA Permit twice per year, including contamination of contaminated stormwater.
 - j. Yes.
2.
 - a. Yes this was acceptable. They received permission from the township to run the hose across the road. Prior to making any applications they submitted soil tests and field maps for approval.
 - b. They are not discontinuing any manure storage or treatment facility; they are planning to sell it with all of the manure storage or treatment facilities. As a result the applicable paragraph is 901:10-2-18(D) not 901:10-2-18(B) as you quoted.
3. No. The facility is not, and has never been, in operation and has no manure storage or treatment facilities to manage or close.
4. No.
5. JCARR approved the rules as submitted; they have not yet been sent to Region V.

Kelly Harvey
 Community Relations Liaison
 Ohio Department of Agriculture
 Livestock Environmental Permitting Program
 8995 East Main Street
 Reynoldsburg, OH 43068
 614-387-0908

From: Larry & Vickie Askins (b)(6)
Sent: Sunday, August 28, 2011 11:06 PM
To: Harvey, Kelly
Cc: 'Tebbe, Patricia'; 'Esen, Brad'; 'Alexander, Cathy'; george.elmaraghy@epa.state.oh.us; 'Bernstein, Jon'; 'W Robert Midden'
Subject: Follow-up Questions

Kelly,

Would you please provide answers to the following questions?